

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 BANK OF NEW YORK MELLON,

4 Plaintiff

5 v.

6 AZURE ESTATES OWNERS
7 ASSOCIATION, et al.,

8 Defendants

Case No.: 2:17-cv-00980-APG-DJA

**Order Dismissing Remaining Claims and
Directing Entry of Judgment**

9 Cross-claimant Ricardo Fojas and cross-defendant Azure Estates Owners Association
10 settled their remaining claims during a November 5, 2020 settlement conference. ECF No. 121.
11 Since then, the parties have been ordered, at least seven times, to submit either a stipulation
12 dismissing the remaining claims or briefs explaining the status of their efforts to finalize their
13 settlement agreement. My last order gave them until July 23, 2021 to submit a stipulation to
14 dismiss. They have failed to do so.

15 I THEREFORE ORDER that Fojas's counterclaims against Azure are dismissed with
16 prejudice under the terms of the parties' settlement. This does not impact Fojas's ability to
17 appeal my ruling regarding Nevada Association Services, Inc.¹ Because this order dismisses all
18 remaining claims, the clerk of court is ordered to enter judgment accordingly and close this case.

19 DATED this 3rd day of August, 2021.

20 

21 ANDREW P. GORDON
22 UNITED STATES DISTRICT JUDGE

23 ¹ I previously dismissed Fojas's crossclaim against Nevada Association Services, Inc. for failure to prosecute. ECF No. 108.